

Berman

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NEPHTY CRUZ and MICHAEL BALLETO, as  
TRUSTEES OF THE DISTRICT 6 INTERNATIONAL  
UNION OF INDUSTRIAL, SERVICE, TRANSPORT AND  
HEALTH EMPLOYEES HEALTH PLAN and THE  
DISTRICT 6 INTERNATIONAL UNION OF  
INDUSTRIAL, SERVICE, TRANSPORT AND HEALTH  
EMPLOYEES PENSION PLAN,

Plaintiffs,

-against-

INDEPENDENT TESTING LABORATORIES INC.,

Defendant.

07 Civ. 6394 (RMB)

STIPULATION OF  
DISMISSAL WITH  
PREJUDICE

MEMO ENDORSED

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, in accordance  
with a settlement agreement of the parties, it is hereby stipulated that this action is dismissed  
with prejudice.

Dated: New York, New York  
May 16, 2008

*Marc Tenenbaum*

Charles R. Virginia (CV 8214)  
Marc A. Tenenbaum (MT 3426)  
Barnes, Iaccarino, Virginia, Ambinder & Shepherd, PLLC  
111 Broadway, Suite 1403  
New York, New York 10006  
(212) 943-9080  
Attorneys for Plaintiffs

*Allen B. Breslow*

Allen B. Breslow (AB 1884)  
Law Office of Allen B. Breslow  
6165 Jericho Turnpike  
Commack, New York 11725  
(631) 543-1191  
Attorney for Defendant

SO ORDERED.

RMB

U.S.D.J.  
5/20/08

Richard M. Berman

